

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 17, 2008**

Court convened at 1:30 p.m., in the courtroom located at 925 North Spurgeon Street, Santa Ana, California, 92701. The panel members are Bedsworth, Acting P. J., O'Leary, J. and Moore, J. Antoinette Cajigal, deputy clerk attending.

G038886 ORANGE COUNTY SOCIAL
SERVICES AGENCY
v.
MARIA M.

Merits. Cause called. Jennifer Mack argued for appellant. Jeannie Su, Deputy County Counsel argued for respondent. Cause submitted.

G038569 JOSEPH MYERCHIN
v.
FAMILY BENEFITS, INC.

Merits. Cause called. Eric Panitz argued for appellant. Rick Augustini argued for respondent. Cause submitted.

G038039 THE IRVINE COMPANY
v.
KST ENTERPRISES, LLC

Merits. Cause called. Margaret M. Grignon argued for appellant. Bernard C. Jasper argued for respondent. Cause submitted.

G038127 CRAIG E. HARRISON
v.
CAPITAL GROUP CO., INC. et al.

Merits. Cause called. Appellant Craig E. Harrison argued in propria persona. Linda E. Van Winkle argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 17, 2008 (cont'd)**

G037871 PETERS & FREEDMAN
 v.
 ELIZABETH MCMAHON et al.

Order filed. Order modifying opinion and denying petition for rehearing;
no change in judgment.

IKOLA, J.

We concur: SILLS, P. J.
 RYLAARSDAM, J.

G038236 JEFFREY R. PRATT
 v.
 ELIZABETH McMAHON et al.

Order filed. The petition for rehearing is DENIED.

IKOLA, J.

We concur: SILLS, P. J.
 RYLAARSDAM, J.

G038377 THE PEOPLE Not for publication
 v.
 JEROME S. ADAMS

Opinion filed. The judgment is affirmed.

RYLAARSDAM, J.

We concur: SILLS, P. J.
 IKOLA, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 17, 2008 (cont'd)**

G038816 PEDRO MEDINO
 v.
 SAFE-GUARD INTERNATIONAL,
 INC. et al.

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 18, 2008**

Court convened at 9:30 a.m., in the courtroom located at 925 North Spurgeon Street, Santa Ana, California, 92701. The panel members are Sills, P. J., Rylaarsdam, J. and Aronson, J. Antoinette Cajigal, deputy clerk attending.

G038504 THE PEOPLE
 v.
 PHAT P.

Merits. Cause called. Jan B. Norman argued for appellant. Stephanie Chow, Deputy Attorney General argued for respondent. Cause submitted.

G038374 THE PEOPLE
 v.
 FREDERICK R. BOLDEN

Merits. Cause called. Eric R. Larson argued for appellant. Kelley Johnson, Deputy Attorney General argued for respondent. Cause submitted.

G037742 THE PEOPLE
 v.
 CEDRIC H. JACKSON

Merits. Cause called. Susan L. Ferguson argued for appellant. David Delgado-Rucci, Deputy Attorney General argued for respondent. Cause submitted.

G038800 REZA AKHLAGHI
 v.
 SUPERIOR COURT; THE PEOPLE

Merits. Cause called. Richard L. Schwartzberg argued for petitioner. Craig McKinnon, Deputy District Attorney argued for respondent. Cause submitted.

G038301 In re RICHARD LEE SMITH

Merits. Cause called. Marilee Marshall argued for petitioner. Amanda Lloyd, Deputy Attorney General argued for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 18, 2008 (cont'd)**

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 18, 2008 (cont'd)**

Court convened at 1:30 p.m., in the courtroom located at 925 North Spurgeon Street, Santa Ana, California, 92701. The panel members are Rylaarsdam, Acting P. J., Bedsworth, J., Fybel, J. and Ikola, J. Antoinette Cajigal, deputy clerk attending.

G038210 CADE FEITLER et al.
 v.
 E.A. PEDERSON COMPANY et al.

Merits. Cause called. Curtis A. Cole argued for appellant. Wylie A. Aitken argued for respondents Cade Feitler et al. Peter Gates argued for respondent Peter Inranca. Cause submitted.

G038008 THE PEOPLE
 v.
 DWIGHT E. CHAPIN

Merits. Cause called. Jerry D. Whatley argued for appellant. Christopher Beesley, Deputy Attorney General argued for respondent. Cause submitted.

G038201 THE PEOPLE
 v.
 JAMAR W. RIVERS

Merits. Cause called. Renne Rich argued for appellant. Christopher Beesley, Deputy Attorney General argued for respondent. Cause submitted.

G038269 THE PEOPLE
 &
 v.
G038702 TIMOTHY B. O'KEEFE

Merits. Cause called. Mark Devore argued for appellant. Robin Derman, Deputy Attorney General argued for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 18, 2008 (cont'd)**

G038112 ASSOCIATED RECONSTRUCTION SPECIALISTS
 v.
 MERIT PROPERTY MANAGEMENT, INC.

Merits. Cause called. Arthur R. Petrie argued for appellant. Richard L.
Hasen argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 18, 2008 (cont'd)**

G037798 MILTON BIEBER Not for publication
 v.
 DAVID L. TSOONG et al.

Opinion filed. The judgment is affirmed in part and reversed in part.

SILLS, P. J.

We concur: MOORE, J.
 ARONSON, J.

G037836 ROBERT D'AMATO
 v.
 SUPERIOR COURT; THE PEOPLE

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038829 ORANGE COUNTY SOCIAL Not for publication
 SERVICES AGENCY
 v.
 HUGH S.

Opinion filed. The judgment is affirmed.

SILLS, P. J.

We concur: O'LEARY, J.
 ARONSON, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 18, 2008 (cont'd)**

G039528 ORANGE COUNTY SOCIAL Not for publication
 SERVICES AGENCY
 v.
 GEORGINA T.

Opinion filed. The orders are affirmed.

We concur: O'LEARY, ACTING P. J. MOORE, J.
 FYBEL, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 19, 2008**

Court convened at 9:30 a.m., in the courtroom located at 925 North Spurgeon Street, Santa Ana, California, 92701. The panel members are Sills, P. J., Fybel, J. and Ikola, J. Shahira Naqshbandy, deputy clerk attending.

G039302 DAVID FINK
 v.
 MOSES SHEMTOV

Merits. Cause called. Appellant David Fink argued in propria persona. No appearance by respondent. Cause submitted.

G038594 BCBG OVERTIME CASES

Merits. Cause called. Douglas A. Wright argued for appellant. Scott J. Ferrell argued for respondents. Cause submitted.

G039018 STEVEN DRAEGER
 v.
 NORTH AMERICAN HEALTH CARE, INC. ET AL.

Merits. Cause called. Norman H. Krishman argued for appellants. Kevin E. Monson argued for respondent. Cause submitted.

G038335 PAUL M. DOUGHERTY
 v.
 LUCIEN C. HAAG ET AL.

Merits. Cause called. Jeffrey T. Oberman argued for appellant. Brian E. Plante argued for respondents. Appellant attorney is ordered to file missing pages of appellant's appendix by 04/04/08. Cause will be submitted on 04/04/08.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 19, 2008 (cont'd)**

Court reconvened at 1:30 p.m., in the courtroom located at 925 North Spurgeon Street, Santa Ana, California, 92701. The panel members are Bedsworth, Acting P. J., Moore, J., and Aronson, J. Shahira Naqshbandy, deputy clerk attending.

G038924 SHAUN PETERSON
 v.
 ANNA ROE

Merits. Cause called. Bruce S. Weiner argued for appellant. No appearance by respondent. Cause submitted.

G039533 GERARD KNOWLES
 v.
 SUPERIOR COURT; CANDANCE L. KEELING

Merits. Cause called. Ronald Talmo argued for appellant. No appearance by respondent. Cause submitted.

G038212 ROBERT HABIB
 v.
 CAR GUYS, INC. ET AL.

Merits. Cause called. Robert Petrokofsky argued for appellant. Denis A. O'Mahoney argued for respondents. Cause submitted.

G039083 KELLY COMBS
 v.
 BRUCE GARY

Merits. Cause called. Megan A. Richmond argued for appellant. Robert D. Goldberg argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 19, 2008 (cont'd)**

G038741 HOAN VAN NGUYEN et al. Not for publication
 v.
 ALAN VAN De VORT &
 ASSOCIATES et al.

Opinion filed. The order is affirmed in part and reversed in part.

FYBEL, J.

We concur: MOORE, ACTING P.J.
 ARONSON, J.

G038886 ORANGE COUNTY SOCIAL Not for publication
 SERVICES AGENCY
 v.
 MARIA M.

Opinion filed. The judgment is affirmed in part and reversed in part.

O'LEARY, J.

We concur: BEDSWORTH, ACTING P. J.
 MOORE, J.

G038293 THE PEOPLE Not for publication
 v.
 ROBERT S. YORBA

Opinion filed. The judgment is affirmed.

FYBEL, J.

We concur: RYLAARSDAM, ACTING P. J.
 IKOLA, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008**

Court convened at 9:30 a.m., in the courtroom located at 925 North Spurgeon Street, Santa Ana, California, 92701. The panel members are Rylaarsdam, Acting P. J., Aronson, J., and Ikola, J. Antoinette Cajigal deputy clerk attending

G038637 SUZANNE TOURANGEAU
 v.
 LBL INSURANCE SERVICES, INC. et al.

Merits. Cause called. Matthew M. Sonne argued for appellant. Janee C. Yoshida argued for respondents. Cause submitted.

G038927 JOHN HAYES
 v.
 HOME LOAN CENTER, INC. et al.

Merits. Cause called. Vincent Calderone argued for appellant. Theresa A. Kading argued for respondents. Cause submitted.

G038597 GENEUTEC BUSINESS SOLUTIONS, INC.
 v.
 JOHAN DUYZENTKUNST

Merits. Cause called. Lisa M. Hiraide argued for appellant. M. Candice Bryner argued for appellant. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008 (cont'd)**

G038758 GOLDEN RAIN FOUNDATION
 v.
 CAROL FRANZ et al.

Merits. Cause called. Jay H. Picking argued for appellant. Steven P. Rice argued for respondent Carol Franz et al. Wayne Hunkins argued for respondent David R. Lyon. Cause submitted.

G037432 MARGARET B. MORGAN
 v.
 RALPH P. MORGAN

Merits. Cause called. Karen A. Rhyne argued for appellant. Richard A. Higbie did not appear to argue. Cause submitted.

G038555 SUSAN PATERNO
 v.
 SUPERIOR COURT; AMPERSAND PUBLISHING

Merits. Cause called. Charles D. Tobin argued for petitioner. Stanton L. Stein argued for real party in interest. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008 (cont'd)**

Court convened at 1:30 p.m., in the courtroom located at 925 North Spurgeon Street, Santa Ana, California, 92701. The panel members are Sills, P. J., Rylaarsdam, J., O'Leary, J., Aronson, J., and Fybel, J. Antoinette Cajigal deputy clerk attending.

G037988 BUTCH VANDERPOOL

v.

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

Merits. Cause called. James F. Rumm argued for appellant. Louis M. Marlin argued for respondent. Cause submitted.

G038561 UNITED COMMUNICATIONS GROUP, INC.

v.

DAVID GUNTHER

Merits. Cause called. Thomas B. Cummings argued for appellant. Morse Mehrban argued for respondent. Cause submitted.

G038838 YACOUN NASHED

v.

NADIA ABU-ASSAL

Merits. Cause called. Ronald D. Steinbach argued for appellant. Michael F. Creamer argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008 (cont'd)**

G037634 ADVANTAGE MEDICAL SERVICES LLC et al.
 v.
 DEBBIE HOFFMAN et al.

Order filed. The petition for rehearing is DENIED.

FYBEL, J.

We concur: SILLS, P. J.
 RYLAARSDAM, J.

G037826 THE PEOPLE
 v.
 SALVADOR OSTIO

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G037841 THE PEOPLE
 v.
 ABRAHAM M. GUAJARDO

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G037991 MATT WHITEHEAD et al.
 v.
 DOUGLAS HABIG et al.

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008 (cont'd)**

G037995 THE PEOPLE
 v.
 GUSTAVO P. REYES

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038047 THE PEOPLE
 v.
 DOUGLAS J. MIGLIACCIO

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038057 THE PEOPLE
 v.
 FIDEL R. ALVAREZ

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038111 LAWRENCE D. STERN
 v.
 ROBERT L. JONES

Order filed. The petition for rehearing is DENIED.

ARONSON, ACTING P. J.

We concur: FYBEL, J.
 IKOLA, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008 (cont'd)**

G038151 FARAHMARZ ABOLFATHI
 v.
 FARANAK ESKANDARY

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G38233 THE PEOPLE
 v.
 ANTHONY S. ORONA

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038244 PACIFIC HILLS HOMEOWNERS Certified for publication
 ASSOCIATION
 v.
 JON L. PRUN et al.

Opinion filed. The judgment is affirmed.

RYLAARSDAM, ACTING P. J.

We concur: O'LEARY, J.
 FYBEL, J.

G038291 THE PEOPLE
 v.
 SAM L. BUTLER

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008 (cont'd)**

G038305 THE PEOPLE
 v.
 WALTER GUERAS

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038353 THE PEOPLE
 v.
 ANTHONY J. DEANDRADE

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038362 THE PEOPLE
 v.
 JOHN R. FRAUSTO

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038385 THE PEOPLE
 v.
 SEIMA N. MOLOI

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008 (cont'd)**

G038393 THE PEOPLE Not for publication
 v.
 ARTURO A. HERNANDEZ

Opinion filed. The judgment is affirmed.

IKOLA, J.

We concur: SILLS, P. J.
 RYLAARSDAM, J.

G038423 THE PEOPLE
 v.
 ALEX PHU

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038447 THE PEOPLE
 v.
 BRIAN C.

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038522 THE PEOPLE
 v.
 SAMUEL B.

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008 (cont'd)**

G038591 DARRYL S. BRODKE et al. Certified for publication
 v.
 ALPHATEC SPINE INC. et al.

Opinion filed. The order is affirmed.

IKOLA, J.

We concur: O'LEARY, ACTING P. J.
 MOORE, J.

G038602 THE PEOPLE
 v.
 JEFFREY G. MAUCH

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038612 THE PEOPLE Not for publication
 v.
 EDDIE MORRIS

Opinion filed. The appeal is dismissed.

IKOLA, J.

We concur: BEDSWORTH, ACTING P. J.
 O'LEARY, J.

G038662 THE PEOPLE
 v.
 BARBARA COPELAND

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008 (cont'd)**

G038676 THE PEOPLE
 v.
 MITCHELL G.

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038690 THE PEOPLE
 v.
 GABRIEL M.

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038732 KRISTEN S. KONDROT
 v.
 CHRISTOPHER D. RUSSELL

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038751 CAL-NAN HORIZON QUEST, INC.
 v.
 THE SEITZ FAMILY PARTNERSHIP, L.P. et al.

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038755 FRANK JAKSCH, SR.
 v.
 THE SEITZ FAMILY PARTNERSHIP et al.

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008 (cont'd)**

G038786 FRANK JAKSCH

v.

THE SEITZ FAMILY PARTNERSHIP et al.

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G03885 THE PEOPLE

v.

CARLOS ANGEL

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038904 LISA MYERS

v.

VINCENT D. MALICEK

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G038992 THE PEOPLE

Not for publication

v.

DONALD M. WESP

Opinion filed. The judgment is affirmed.

MOORE, J.

We concur: BEDSWORTH, ACTING P. J.
 IKOLA, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 20, 2008 (cont'd)**

G039270 ORANGE COUNTY SOCIAL Not for publication
 SERVICES AGENCY
 v.
 ANDREA T. et al.

Opinion filed. The judgment is affirmed.

FYBEL, J.

We concur: SILLS, P. J.
 MOORE, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
March 21, 2008**

G038127 CRAIG E. HARRISON Not for publication
v.
THE CAPITAL GROUP COMPANIES, INC. et al.

Opinion filed. The judgment is affirmed.

MOORE, J.

We concur: BEDSWORTH, ACTING P. J.
 O'LEARY, J.

G038299 DENNIS GIVENS et al., as Trustees, etc.
v.
BRENDA MARTIN

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G039216 ORANGE COUNTY SOCIAL Not for publication
SERVICES AGENCY et al.
v.
ROBERT M.

Opinion filed. The orders are affirmed.

MOORE, J.

We concur: BEDSWORTH, ACTING P. J.
 IKOLA, J.